

5:13-1832

Comes now the plaintiff, David Crumby #07695-088 and moves this honorable court to hear his petition and to order a Habeas Corpus hearing due to the plaintiff's safety being in grave danger. Plaintiff asks this court to do the following:

- ① Hold a hearing to confirm my allegations.
- ② Order that I be held in Protective Custody until the B.O.P can transfer me to another facility.

③ Order investigation as the court determines necessary.

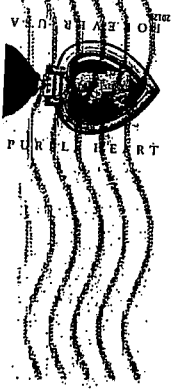
④ Order both medical and psychological exam of plaintiff at a medical facility.

In support of his claim, plaintiff presents as brief and concise account as possible. I am currently in a cell with only a mattress and smock, so I had to ask another inmate for help in getting writing supplies. On ~~January 16~~ June 6, 2012 I was placed at FCI-Beckley from USP-Hazleton as a confirmed protective custody case in Hold Over Status. I am also a psychiatric inmate. I have been held continuously in S-H-U until December 6, 2002. I had not received one incident report while at FCI-Beckley. On December 6, 2012 I was separated from my then-cellie I'm Melvin Blain because he had been sexually assaulting me. I filed a sensitive B.R.9 to the Regional Office of the B.O.P. and a complaint to the ACLU in Washington. On 1-17-12 while in handcuffs in the change out area in SHU I was assaulted by Sgt. Jerry Martin, Sgt. Brown and Sgt. Ryssel were present but did not participate. A medical assessment was done including photos. It was told that I fell. This is a wide open area and injuries were to my middle back, right elbow, side, and knee. On January 22, 2012 I was assaulted by Sgt. P. Cla on the vestibule in S-H-U while in handcuffs. A medical assessment showed injuries on my left side and head. No excuse was presented for this assault. On 1-23-12 I was assaulted by Sgt. Clinton Duncan, Lt. Odie Gibson, Lt. Carpenter, Lt. Pritchett, Sgt. Ryssel, Sgt. Yurkivich, and others assaulted me in my cell in SHU. The claim was that I had a noose around my neck attempting to hang myself. This was not true. Medical assessment specifically showed no injuries to my neck as would occur if I had tried to hang myself. All injuries (abrasions, bruises, etc) were done by staff. From 1-28-12 thru 1-29-12 I was fed bag meals - a cheese sandwich, bologna sandwich, and apple three times a day. I have been given one shower on 1-28-12 and kept in a smock. I am not on suicide watch as I've not so threatened in any way. There is blood in my urine. I had surgery on my right kidney as a child. It has a plastic stint. Since the first of the year I have been assaulted by staff at FCI-Beckley. From SHU Lt. Odie Gibson to Capt. Rivers and even Warden Ziegler, these assaults are well known. They have also attacked Anthony Thomas, a Hold Over inmate from U.S.P.-McCreary. The bottom line is they don't want Hold Over inmates. I believe that I have shown cause for my plea for intervention. I am willing to submit to a polygraph or any other truth test. The records and photos support my claims. For the above reasons I ask for the court's intervention as it seems appropriate. I fear for my safety and even for my life at FCI-Beckley. I have been threatened with use of munitions used for riot control. I affirm that this is a true report.

FEB - 1 2013

Respectfully,
David Crumby
David Crumby #07695-088

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CHARLESTON WV 253

21 JAN 2013 PM 2:11

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Robert C Byrd Federal Courthouse
Clark's Office
Beckley, WV 25813

Legal Mail